

FILED

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT Knoxville

APR - 2 2013

Clerk, U. S. District Court  
Eastern District of Tennessee  
At Knoxville

Robert J. Atkins, et.al., )

\_\_\_\_\_ )

(Enter above the NAME of the  
plaintiff in this action.) )

v. )

Anderson County Detention Facility )

Alvey Johnson, (chief) )

Paul White, (Sheriff), et.al, )  
(Enter above the NAME of each  
defendant in this action.) )

Cause No: 3:13cv189 Matthee/Shirley  
Hon. Judge: Don Layton  
Jury Trial Demanded.

COMPLAINT FOR VIOLATION OF CIVIL RIGHTS  
(42 U.S.C. Section 1983)

I. PREVIOUS LAWSUITS

- A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment? YES ( ) NO (✓)
- B. If your answer to A is YES, describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to the previous lawsuit:

Plaintiffs: NIA

Defendants: NIA

2. COURT: (If federal court, name the district; if state court, name the county):  
NIA
3. DOCKET NUMBER: NIA
4. Name of Judge to whom case was assigned: NIA
5. Disposition: (For example: Was the case dismissed? Was it appealed? Is it still pending?) NIA
6. Approximate date of filing lawsuit: NIA
7. Approximate date of disposition: NIA

II. PLACE OF PRESENT CONFINEMENT: Anderson County Detention Facility

- A. Is there a prisoner grievance procedure in this institution? YES (✓) NO ( )
- B. Did you present the facts relating to your complaint in the prisoner grievance procedure? YES (✓) NO ( )

C. If your answer is YES,

1. What steps did you take? Filed Prisoner Grievance through all levels of Appeal
2. What was the result? \_\_\_\_\_

D. If your answer to B is NO, explain why not. NIA

E. If there is no prison grievance procedure in the institution, did you complain to the prison authorities? YES (✓) NO ( )

F. If your answer is YES,

1. What steps did you take? Complained to Administrators being told that Jail Does Not have to provide copies, Adequate legal Postage, legal research materials, etc

2. What was the result? No Action Taken, response was Jail  
Does Not have to provide any legal research materials.

### III. PARTIES

(In item A below, please your name in the first blank and place your present address in the second blank. Do the same for any additional plaintiffs.)

- A. Name of plaintiff: Robert J. Atkins  
Anderson County Detention Facility  
Present address: 308 Public Safety Dr. Clinton, TN 37716  
Permanent home address: \_\_\_\_\_  
Address of nearest relative: \_\_\_\_\_

(In item B below, place the FULL NAME of the defendant in the first blank, his official position in the second blank, and his place of employment in the third blank. Use item C for the additional names, positions, and places of employment of any additional defendants.)

- B. Defendant: Alesya Johnson  
Official position: Chief Jail Administrator  
Anderson County Detention Facility,  
Place of employment: 308 Public Safety Dr. Clinton, TN 37716  
C. Additional defendants: Anderson County Detention Facility, (Jail);  
308 Public Safety Dr. Clinton, TN 37716; Paul White,  
(Sheriff); Anderson County Sheriff's office, 100 N. main  
Street, Clinton, TN 37716

### IV. STATEMENT OF CLAIM

(State here as briefly as possible the FACTS of your case. Describe how EACH defendant is involved. Include also the names of other persons involved, dates and places. DO NOT give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach extra sheets, if necessary.)

The defendants were deliberately indifferent to my constitutional rights.  
when the defendants implemented policy's and procedures that deny the →

plaintiff and all others similarly situated adequate access to the court when the defendants deliberately put procedures into effect not to provide the plaintiff et. all with adequate access to the courts by denying plaintiff et. all access to the following:

1. Access to legal research materials that would permit plaintiff et. all who are Pro-Se (without Counsel) to adequate state claims for which relief can be granted in 42 U.S.C. 1983 civil Rights Complaints, collateral Pleading such as Post-conviction, Habeas, corpus, Petitions, Right of madam us all other Pro-Se pleadings, or that would give them fair trials as outlined in the US and Tennessee Constitutions.
  2. Access to any Blank forms that would allow the Pro-Se filings as stated above.
  3. Access to any photocopies to properly serve the courts, Prosecutors, defendants (in Civil Actions) as outlined by State and Federal Rules of the Courts.
  4. Denial of adequate supplies to indigent inmates to have meaningful access to the courts such as access to sharpen pencils, adequate paper to prepare pleadings, adequate postage to serve courts and prosecutors and defendants in civil actions.
  5. unrecorded unlimited phone access to attorney (private court appointed) where phones are not set up to block Attorney calls violating attorney client privilege.
- It is plaintiffs asserting that each of the defendants have acted jointly to put procedures into effect that would deny plaintiff et. all access to the courts where the plaintiff would submit to this court that by the act of defendants they are violating the plaintiffs constitutional Rights as follows:
- The Due Process clause of the 14<sup>th</sup> Amendment of the U.S. Constitution states that "[N]o State shall... deprive any person of life, liberty, or property, without due process of law..." made Applicable to the States through the 14<sup>th</sup> amendment US const. Amends V, XIV

In this case we are dealing with plaintiff's const. Right to fair trial that is mandated by the Due Process clause of the 5<sup>th</sup> amendment to the Const. and the plaintiff Const. Right to adequate access to the courts to present claimed issues of constitutional violations where the plaintiff would submit to this court that it seems self evident that if a plaintiff cannot adequately present his pleadings he cannot have a fair trial and present his claimed constitutional violations to the courts

## Please Read This bottom Message

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While filing this I was threatened by Anderson County Correctional Officers that if I proceed with this complaint I will be physically harmed and that they will make it look as if it was a normal procedure of an inmate resisting authority I have been put on two man because of hearsay longer than the inmate's who while incarcerated has assaulted Correctional Officers. They put me on phone restriction because Honorable Fisher granted access to a phone call which they gave me but when my sister was the only person I got hold of to tell the situation to I had told Officer Holstein he told me to put an inmate request form in which he brought me personally to sign and I was approved got my phone call but after that I went to my cell and was put on phone restriction for the call

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by a Sgt. Hudson for being approved for the call and then on the next day which was Feb 17, 2013 a Corporal McCoig was one of the officers who informed me of what will or might happen to me while filing my grievance's for law books or a law library and other situations beside's my civil Rights complaint please be informed that this County has used unlawful use of authority and will keep on until someone is critically harmed or worse even dead, in my whole entire time I've never seen such organized crime as these Officer's and the Juridical system use as justice.

V. RELIEF

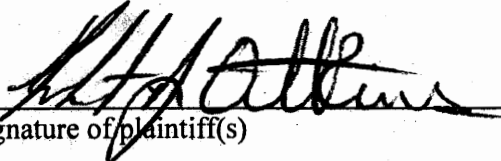
(State BRIEFLY exactly what you want this Court to do for you. Make NO legal arguments.

Cite NO cases or statutes.)

Rights to law library or law books + unrecorded  
unlimited access to attorneys (private court Appointed)  
where phones are not set up to block attorney calls violating  
attorney client privilege. but to have them build  
a law library for all inmates not just me and to have a time  
limit for it to be built.

I (We) hereby certify under penalty of perjury that the above complaint is true to the best of my (our) information, knowledge and belief.

Signed this 15<sup>th</sup> day of Feb, 2013.

  
Signature of plaintiff(s)

I Robert Atkins has been informed not once but twice that I would be physically, mentally, and emotionally harmed by Anderson County Officer's do to the fact I am writing grievances on the fact of how they are prejudice against me I will have a Lieutenant sign this letter after reading if he does not sign then this letter will be sent without his signature.

To whom this may concern I have been maced twice and each time I was not resisting but only pleading my case so that means if there is no pleading there's no way of talking out to understand the situation at hand I am in need of an investigator to investigate these matters of poor and unlawful use of authority but if I am dead before you reach me please do investigate this facility because my death will only be of police brutality which like I stated first and second lines of this letter I was informed of physical harm.





*Handwritten signature/initials*

Eastern District of Tennessee

Office of

United States District Court

800 Market, Suite 130

Knoxville, TN 37902

Clayton S. Smith, Clerk  
Eastern District of Tennessee  
Knoxville, TN 37902

ACDF  
308 Public Safety Dr.  
Clinton, TN 37716

THE ANDERSON COUNTY  
DETENTION FACILITY HAS  
NEITHER INSPECTED NOR  
CENSORED AND IS NOT  
RESPONSIBLE FOR CONTENTS